## THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

Paper No.

37

Filed by: Judge Jameson Lee
Box Interference

Washington, D.C. 20231 Tel: 703-308-9797 Fax: 703-305-0942

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES
(Judge Jameson Lee)

MAILED

ERIC C. MARTIN,

JUN 2 - 1999.

Junior Party (Patent No. 5,575,817),

PAT. & T.M. OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

v.

THOMAS J. FOGARTY, JAY A. LENKER, TOMOTHY J. RYAN and KIRSTEN FREISLINGER,

Junior Party (Application 08/463,836)

v.

ANDREW H. CRAGG, and MICHAEL D. DAKE

Senior Party (Application 08/461,402)

Patent Interference No. 104,192

## RE-DECLARATION OF INTERFERENCE

This interference is herein re-declared to reflect that the named inventors of senior party's involved application 08/461,402, are now only Andrew H. Cragg and Michael D. Dake.

Interference No. 104,192 Martin v. Fogarty v. Cragg.

See Decision on Motion (Paper No. 20) in Interference No. 104,083.

Date: 6/1/99

Jameson Lee

Administrative patent Judge

Interference No. 104,192 Martin v. Fogarty v. Cragg.

By First Class Mail

Attorney for party Goicoechea:

Paul F. Prestia Ratner & Prestia Suite 301 One Westlakes (Berwyn) P.O. Box 980 Valley Forge, Pennsylvania 19482-0980

Attorney for party Fogarty:

Bruce M. Collins Mathews, Collins, Shepherd & Gould, P.A. 100 Thanet Circle, Suite 306 Princeton, New Jersey 08540-3674

Attorney for party Martin:

Robert J. Koch Fulbright & Jaworski 801 Pennsylvania Avenue, N.W. Washington, D.C. 20004